

**AN ORDINANCE BY
COMMUNITY DEVELOPMENT AND HUMAN RESOURCES COMMITTEE**

AN ORDINANCE TO AMEND ARTICLE III, SECTION 31 (b), (c) AND (d) OF THE ATLANTA HOUSING CODE TO INCREASE THE NUMBER OF MEMBERS ON THE IN REM REVIEW BOARD, AND TO INCREASE THE AMOUNT OF COMPENSATION RECEIVED BY EACH MEMBER OF THE IN REM REVIEW BOARD FROM \$25.00 TO \$75.00 PER MEETING; THE INCREASE IN COMPENSATION SHALL BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER 1A01 (GENERAL FUND) 512001 (COMP., BOARD MEMBERS) Y41001 (DIRECTOR OF CODE COMPLIANCE); AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Section 31 of the Atlanta Housing Code ("Code"), the In Rem Review Board ("Board") conducts hearings as provided in Section 32 of the Code and, has other functions, powers and duties as prescribed by the Council of the City of Atlanta; and

WHEREAS, the Board is composed of five members, who are nominated by the Mayor and confirmed by the Council of the City of Atlanta; and

WHEREAS, each Board member currently receives compensation in the amount of twenty five dollars for each Board meeting that the member attends; and

WHEREAS, the Office of the Mayor desires to increase the number of members on the Board from 5 to 7; and

WHEREAS, the Office of the Mayor further desires to increase the amount of compensation that each Board members receives for each meeting that the member attends, from \$25.00 to \$75.00.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

SECTION 1: That Article III, Section 31 (b), (c), and (d) of the Atlanta Housing Code which reads:

(b) *Composition; Qualifications; Term of Office.* The Board shall be composed of five (5) members, each of whom shall be a City resident; and shall select a Chairperson from its membership. Members shall be nominated by the Mayor and confirmed by the Council. One (1) member shall be a person regularly engaged in residential construction or architecture; one (1) member shall be a person engaged in residential finance or general business and three (3) members shall be persons not otherwise eligible for

appointment. The initial Board shall contain two (2) members appointed for a term of two (2) years and three (3) members appointed for a term of three (3) years. The Mayor shall recommend to Council for its approval the removal of a member of the Board for non-performance of duty. Any vacancy in the membership of the Board shall be filled for the unexpired term by the same manner of appointment as provided hereinabove.

(c) *Compensation.* Each member of the Board shall be paid \$25.00 for each meeting the member attends.

(d) *Meetings; Quorum.* The Board shall meet monthly or on the call of the presiding officer in a room of adequate size at City Hall. Three (3) members shall constitute a quorum for any meeting of the Board. The vote of at least a majority of a quorum shall be required to constitute action by the Board on any question or matter before it.

be hereby amended to read as follows:

(b) *Composition; Qualifications; Term of Office.* The Board shall be composed of seven (7) members, each of whom shall be a City resident; and shall select a Chairperson from its membership. Members shall be nominated by the Mayor and confirmed by the Council. One (1) member shall be a person regularly engaged in residential construction or architecture; one (1) member shall be a person engaged in residential finance or general business and five (5) members shall be lay citizens. The initial Board shall contain two (2) members appointed for a term of two (2) years and three (3) members appointed for a term of three (3) years. The Mayor shall recommend to Council for its approval the removal of a member of the Board for non-performance of duty. Any vacancy in the membership of the Board shall be filled for the unexpired term by the same manner of appointment as provided hereinabove.

(c) *Compensation.* Each member of the Board shall be paid \$75.00 for each meeting the member attends.

(d) *Meetings; Quorum.* The Board shall meet monthly or on the call of the presiding officer in a room of adequate size at City Hall. Four (4) members shall constitute a quorum for any meeting of the Board. The vote of at least a majority of a quorum shall be required to constitute action by the Board on any question or matter before it.

SECTION 2: That the increase in compensation to the members of the In Rem Review Board shall be charged to and paid from Fund Account and Center number 1A01 (General Fund) 512001 (Comp., Board Members) Y41001 (Director of Code Compliance).

SECTION 3: That all ordinances and parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Community Development and Human Resources Committee

Caption: AN ORDINANCE TO AMEND ARTICLE III, SECTION 31 (b), (c) AND (d) OF THE ATLANTA HOUSING CODE TO INCREASE THE NUMBER OF MEMBERS ON THE IN REM REVIEW BOARD, AND TO INCREASE THE AMOUNT OF COMPENSATION RECEIVED BY EACH MEMBER OF THE IN REM REVIEW BOARD FROM \$25.00 TO \$75.00 PER MEETING; THE INCREASE IN COMPENSATION SHALL BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER 1A01 (GENERAL FUND) 512001 (COMP., BOARD MEMBERS) Y41001 (DIRECTOR OF CODE COMPLIANCE); AND FOR OTHER PURPOSES.

Council Meeting Date: April 16, 2007

Requesting Dept.: Department of Finance

B. To be completed by the department :

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to increase the number of members from 5 to 7, and the amount of compensation from \$25.00 to \$75.00 for the members of the In Rem Review Board.

2. Please provide background information regarding this legislation.

Currently there are 5 members of the In Rem Review Board and they are paid \$25.00 per meeting.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc): N/A

(b) Source Selection: N/A

(c) Bids/Proposals Due: N/A

- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** NA
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:** N/A

4. Fund Account Center: 1A01 (General Fund) 512001 (Comp., Board Members) Y41001 (Director of Code Compliance)

5. Source of Funds:

6. Fiscal Impact: Total yearly cost will be \$6,300.00

7. Method of Cost Recovery:

This Legislative Request Form Was Prepared By:

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Simone D. Brathwaite



Contact Number: x 6310

Originating Department: Mayor's Office

Committee(s) of Purview: Community Development and Human Resources

Council Deadline: March 12, 2007

Committee Meeting Date(s): March 27-28, 2007 Full Council Date: April 16, 2007.

Commissioner Signature _____

CAPTION

AN ORDINANCE TO AMEND ARTICLE III, SECTION 31 (b), (c) AND (d) OF THE ATLANTA HOUSING CODE TO INCREASE THE NUMBER OF MEMBERS ON THE IN REM REVIEW BOARD, AND TO INCREASE THE AMOUNT OF COMPENSATION RECEIVED BY EACH MEMBER OF THE IN REM REVIEW BOARD FROM \$25.00 TO \$75.00 PER MEETING; THE INCREASE IN COMPENSATION SHALL BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER 1A01 (GENERAL FUND) 512001 (COMP., BOARD MEMBERS) Y41001 (DIRECTOR OF CODE COMPLIANCE); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: Increase in compensation from \$25.00 to \$75.00 per meeting

Mayor's Staff Only

Received by Mayor's Office: _____

(date)

Reviewed by: _____

(date)

Submitted to Council: _____

(date)